

The Rhode Island Fire Safety Code Board of Appeal and Review met at its headquarters located at 2 Regan Court, Mathias Building #56, in Cranston, RI on Tuesday, February 3, 2015 at 1:00 P.M.

Called To Order:

Chairman Newbrook called the meeting to order at 1:00 P.M.

Roll Call:

Present were Chairman Newbrook, Vice Chairman Blackburn and Commissioners Booth, Thornton, Filippi and Richard.

Absent were Commissioners Jackson, Sylvester, Pearson and Walker.

Also present were Executive Director W. Keith Burlingame, Esq.

New Business:

APPEAL #130133A: Andrew Express & Storage Warehouse, for the property located at 10 Fir Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Vice Chairman Blackburn made a motion, seconded by Commissioner Thornton, to grant the Applicant an additional three (3) months to

have a fully compliant fire alarm system installed in this facility. The Board rescinds the prior granted variance in Decision #130133 as it relates to heat detection coverage, with no objection from the Newport Fire Marshal's Office. The motion passed unanimously.

APPEAL #150010: Tri-Venture LLC, for the property located at 29 Champlin Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Thornton made a motion, seconded Commissioner Richard, to grant the Applicant a variance from the provisions of section 7.2.2.4.1.1 by installing one (1) code-compliant handrail in the main stairs. The Board granted the Applicant a variance from the provision of section 31.2.4.3 allowing the two second floor units to utilize the existing exterior rear decks means of escape as an equivalent to a required second means of egress. The Board directs the Applicant to extend and / or modify the ladder from these decks at the direction and to the satisfaction of the Newport Fire Marshal's Office. The Board advised the Applicant to correct all outstanding deficiencies prior to occupancy of this facility. The motion passed unanimously.

APPEAL #150007: Newport Marriott, for the property located at 25 America's Cup Avenue, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Booth, to grant

the Applicant a variance from the provisions of section 23.4.2.2 by allowing the use of the existing metal fire alarm raceway in the mechanical / fire pump, to allow the continued use of the existing metal fire alarm raceways in the hard ceiling areas where smoke detection is provided, to allow continues use of existing metal fire alarm raceways in the areas where manual fire alarm boxes are provided and to allow the continues use of existing metal fire alarm raceway in the electric room terminal box. The Board granted the Applicant a variance to allow continues use of the existing yellow & orange strove appliance circuit conductors, at direction and to the satisfaction of the Newport Fire Marshal's Office. The Board granted the Applicant a variance which will allow continues use of existing manual fire alarm boxes with heights of fifty (50) inches to center. The Board granted the Applicant relief to be allow to continued use of existing speaker/strobe notification appliances in their current location and to allow the continued use of the existing metal fire alarm raceway for existing speaker/strobe notification appliances. The Board granted variance which will allow the Applicant mount fire alarm devices to exceed the maximum allowable obstruction distances to existing sidewall sprinkler heads. The motion passed unanimously on a (5) to (0) vote, Vice Chairman Blackburn recusing himself from the vote.

APPEAL #140160: Yip Realty, for the property located at 15 Brancroft Street, Providence. ADSFM Keith Maine appeared for the Providence

Fire Marshal's Office. DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioners Filippi and Richard to grant the Applicant a time variance of five (5) months from the date of this hearing for the installation of a fully compliant fire alarm system with emergency forces notification, throughout this facility, at the direction and to the satisfaction of the Providence Fire Marshal's Office. The Board granted the Providence Fire Marshal's Office the authority to extend the above deadline, if a good faith effort is being shown by the Applicant. The motion passed unanimously.

APPEAL #140018A: Wanskuck Hall Realty, Inc., for the property located at 754 Branch Avenue, Providence. ADSFM Keith Maine appeared for the Providence Fire Marshal's Office. DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. The Applicant failed to appear for the hearing and was given notice of hearing. A motion was made by Commissioner Richard and seconded by Vice Chairman Blackburn to decline rehearing the case in accordance with Board Rules & Regulation section 6.2-23. The motion passed unanimously.

APPEAL #140136: Mr. Joseph Baginski, appeared for the property located at 52 River Avenue, Providence submitted a written request for a continuance until after February 4, 2015. Commissioner Filippi made a motion, seconded by Commissioner Thornton, to carry this case over until February 10, 2015, to grant the Applicant time to meet

with the Providence Fire Marshal's Office. The motion passed unanimously.

APPEAL #150006: Exeter Fire Department #1, for the property located at 305 Ten Rod Road, Exeter. DSFM Eric Kiernan appeared for the State Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Richard, to grant the Applicant variance to be allowed to use the existing assembly hall with one (1) compliant means of egress. It is the understanding of the Board that this hall is used (8 -10 times annually) with maximum occupant load of one hundred and seven (107) people. The facility has two additional non-compliant means of egress: one through the kitchen and second through the apparatus bay. In consideration of the relief granted herein, the Board directs the Applicant to comply with the following within thirty (30) days, replace the exit sign within the assembly hall at the door leading to the apparatus bay, provide appropriate signage, striping and/or other markings with the apparatus bay exit door, provide a firefighter detail whenever the assembly hall is used by outside (non-fire department) groups. The Board granted the Applicant a variance to allow the use of the kitchen stove without a fire suppression system, with the understanding that the stove is used only for warming or reheating food and there is no cooking permitted that would produce grease laden-vapors. The motion passed unanimously.

APPEAL #150008: Timothy Burke for the property located at 933-931 Main Street, West Warwick. ADSFM Matthew Manni appeared for the

West Warwick Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Thornton, to granted the Applicant a time variance of thirty (30) to treat the existing doors to unit #1, 2, 3, and 5 with an approved fire retardant coating (intumescent paint) and to install self-closing devices, at the direction and to the satisfaction of the West Warwick Fire Marshal's Office. The Board also grants the Applicant thirty (30) days to provide this facility with approved emergency lighting at the exterior side egress door and provide Unit #4 of this facility with an approved escape window, at the direction and to the satisfaction of the West Warwick Fire Marshal's Office. The Board hereby authorizes the West Warwick Fire Marshal's Office to extend the above deadlines if a good faith effort is being shown by the Applicant. The motion passed unanimously.

Old Business:

Commissioner Thornton made a motion, seconded by Commissioner Filippi to approve the Fire Board minutes for January 13, 2015.

Correspondences / Announcements:

Adjournment:

Commissioner Thornton made a motion, seconded by Commissioner Filippi to adjourn the meeting at 2:00 P.M.